



A CENTRE OF REGIONAL EXCELLENCE

MINUTES

ORDINARY MEETING OF COUNCIL

HELD ON

01 JUNE 2015

AT 7.00pm

**MINUTES OF THE CITY OF LITHGOW COUNCIL MEETING
HELD AT THE CIVIC CENTRE, LITHGOW ON 1 JUNE 2015**

Meeting Commenced 7.00pm

ACKNOWLEDGEMENT OF COUNTRY

Public: 28

PRESENT

Her Worship the Mayor
Councillor M Statham
Councillor R Thompson
Councillor R Higlett
Councillor C Hunter
Councillor F Inzitari
Councillor W McAndrew
Councillor J J McGinnes
Councillor P Pilbeam
Councillor M F Ticehurst

APOLOGIES

NIL

Also in attendance

Mr Roger Bailey, General Manager
Mrs Rhiannan Whiteley, Minutes Secretary
Mr Andrew Muir, Group Manager Environment and Development
Mrs Juli-Ann Brozek, Group Manager Corporate and Community
Mr Iain Stewart, Group Manager Operations

CONFIRMATION OF MINUTES

15-114 RESOLVED

Confirmation of the Minutes of the Ordinary Meeting of Council held on the 11 May 2015 were taken as read and confirmed by Councillors R Higlett and R Thompson

A **DIVISION** was called by Councillors M F Ticehurst and J McGinnes.

Division-

FOR

Councillor R Higlett
Councillor C Hunter
Councillor F Inzitari
Councillor W McAndrew
Councillor P Pilbeam
Councillor M Statham
Councillor R Thompson

AGAINST

Councillor M F Ticehurst
Councillor J McGinnes

DECLARATION OF INTEREST

Her Worship the Mayor called for Declarations of Interest on any matter before the Meeting.

NIL

QUESTIONS FROM THE PUBLIC

At 7.01pm Members of public gallery were invited to participate in the Public Forum Session.

PF – 1/6/15 – MRS LORRAINE ROEBUCK

Mrs Roebuck made a statement in relation to Item 7 of the Agenda.

The Mayor thanked Mrs Roebuck for her comments.

PF – 1/6/15 – MR PAUL PHILLIPS

Mr Phillips made a statement in relation to Item 7 of the Agenda.

The Mayor thanked Mr Phillips for his comments.

PF – 1/6/15 – MS RENEE DIFRANCO

Ms DiFranco made a statement in relation to Item 7 of the Agenda.

The Mayor thanked Mrs Di Franco for her comments.

PF – 1/6/15 – MR RICH EVANS

Mr Evans made a statement in relation to Item 7 of the Agenda.

The Mayor thanked Mr Evans for his comments.

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PROCEDURAL MOTION

THAT Item 4 be brought forward and considered at this point in the meeting.

MOVED: Councillor M Ticehurst

The MOTION was PUT and **LOST**

ITEM-1 GM - 01/06/15 - CODE OF CONDUCT APOLOGY BY CLR TICEHURST

15-115 RESOLVED

THAT Council now provide Councillor Martin Ticehurst the opportunity to apologise in accordance with resolution 15-112.

MOVED: Councillor P Pilbeam

SECONDED: Councillor R Thompson.

The General Manager offered Councillor Ticehurst the opportunity.

Councillor Ticehurst did not respond. The General Manager advised the meeting that it would be recorded in the minutes that Councillor Ticehurst did not respond.

A **DIVISION** was called by Councillors M F Ticehurst and J J McGinnes.

Division -

FOR

Councillor R Higlett
Councillor W McAndrew
Councillor F Inzitari
Councillor P Pilbeam
Councillor M Statham
Councillor R Thompson

AGAINST

Councillor M F Ticehurst
Councillor C Hunter
Councillor J J McGinnes

ITEM-2 GM - 01/06/15 - NATIONAL STRONGER REGIONS FUND APPLICATION

15-116 RESOLVED

THAT Council make application for funding under Round Two of the National Stronger Regions Fund for the Lithgow Region Infrastructure Revitalisation Project.

MOVED: Councillor R Thompson

SECONDED: Councillor P Pilbeam.

ITEM-3 GM - 01/06/15 - LOCAL GOVERNMENT NSW CONFERENCE

15-117 RESOLVED

THAT Council:

1. Appoint the Mayor, Deputy Mayor and Councillor Pilbeam as voting delegates to the Conference
2. Authorise the General Manager to attend the Conference as an observer
3. Authorise the Mayor to appoint alternate delegates or additional observers if required

MOVED: Councillor F Inzitari

SECONDED: Councillor R Higlett.

ITEM-4 GM - 01/06/15 - EXCLUSION OF NOTICE OF RESCISSION

15-118 RESOLVED

THAT Council note the report on the exclusion of a Notice of Rescission due to the item being declared unlawful and therefore excluded from the Business Paper in accordance with Clause 240 of the NSW Local Government (General) Regulation 2005.

MOVED: Councillor P Pilbeam

SECONDED: Councillor R Higlett.

A **DIVISION** was called by Councillors M F Ticehurst and J J McGinnes.

Division -

FOR

Councillor R Higlett
Councillor F Inzitari
Councillor W McAndrew
Councillor P Pilbeam
Councillor M Statham
Councillor R Thompson

AGAINST

Councillor M F Ticehurst
Councillor C Hunter
Councillor J J McGinnes

ITEM-5 ENVIRO - 01/06/15 - CULLEN BULLEN ON SITE EFFLUENT DISPOSAL SYSTEM UPDATE

15-119 RESOLVED

THAT Council note the information pertaining to On Site Sewerage Management System inspections at Cullen Bullen.

MOVED: Councillor W McAndrew

SECONDED: Councillor F Inzitari.

ITEM-6 OPER - 01/06/15 - WATER REPORT

15-120 RESOLVED

THAT Council note the water report.

MOVED: Councillor W McAndrew

SECONDED: Councillor F Inzitari.

ITEM-7 CORP - 01/06/15 - COMBINED DELIVERY PROGRAM 2013-2017 & DRAFT OPERATIONAL PLAN 2015/2016 AND LONG TERM FINANCIAL PLAN 2015/16-2024/25

MOTION

THAT Council:

1. Note the receipt of 22 written submissions for the combined Delivery Program 2013-2017 and Operational Plan 2015-2016.
2. Note the meeting notes from the five Community Information Sessions held during the exhibition period.
3. Adopt the Lithgow City Council Operational Plan 2015-2016 with the following actions identified to be undertaken:
 - a. The following roads and streets be considered by the Works Committee for inclusion in the 2015/16-2016/17 Draft Works Program:
 - Bonaventure Road, Mt Lambie
 - Sealing of 400m of unsealed section of Glen Alice Road
 - Ilford St (Between Ridge & Park Streets)
 - Paine St (north)
 - Thompson St (only partly done)

- Laneway behind Commonwealth Avenue.
- b. The following items are considered for inclusion in the 4 year capital works program:
- Picnic Tables, shade cover, and a BBQ area at Kremer Park Playground
 - The construction of a footpath along Barton Avenue, Wallerawang from Forest Ridge Drive to Wallerawang School
- c. Development of the International Bird Trail in the Capertee Valley is referred to the Tourism Advisory Committee for consideration when identifying the key actions from the Destination Management Plan – A Tourism Strategy for implementation in 2015/16.
- d. The \$12,000 allocated in the Recurrent Financial Assistance Program to the Lithgow Business Association be preserved and delegate to the Economic Advisory Committee authority approve following consideration of a detailed proposal being submitted to the Economic Advisory Committee for approval by a newly formed local business representative body.
- e. Allocate an additional \$7,000 for the restoration of the Cairn at Glenroy
4. Adopt the Fees & Charges 2015-2016 (including minor changes) with the following amendments:

Fees and Charges					
Fee Name	Advertised Amount	Fee	Revised Amount	Fee	Officers Comments
Wastewater					
On site disposal application	\$272.75 (GST Excl.)		\$300 (GST Inc.)		This fee was calculated as GST exclusive which is incorrect the fee is \$272.75 + GST.
Eskbank House & Grounds					
Grounds Function Hire					
Ground Hire fee per hour		New Fee		\$50	<u>Reason for Change</u> Eskbank House is being hired for small events lasting several hours rather than large events lasting two days.
Certificates					
Section 603 Certificates – Property debt information (as per DLG)		\$70		\$75	This increase was announced by the Office of Local Government in a circular dated 5/5/2015 and gazetted on the 1/5/2015.

5. Adopt the Long Term Financial Plan 2015/16-2024/25.

6. Approve the borrowings up to \$5,000,000 for the Sewerage Fund to upgrade the Portland Sewerage Treatment Plant.
7. Authorise the General Manager to negotiate with appropriate lending institutions to borrow the loan funds up to \$5,000,000.
8. Authorise the fixing of the common seal to all documents pertaining to the loan(s).
9. Authorise the General Manager to enter into negotiations with appropriate lending institutions as to extend the fixed interest rate period as and when these terms fall due.
10. Make the rates and annual charges for the 2015-2016 rating year as detailed in the 2015-2016 Operational Plan.

MOVED: Councillor W McAndrew

SECONDED: Councillor R Thompson.

AMENDMENT

THAT Council:

1. Note the receipt of 22 written submissions for the combined Delivery Program 2013-2017 and Operational Plan 2015-2016.
2. Note the meeting notes from the five Community Information Sessions held during the exhibition period.
3. Adopt the Lithgow City Council Operational Plan 2015-2016 with the following actions identified to be undertaken:
 - a. The following roads and streets be considered by the Works Committee for inclusion in the 2015/16-2016/17 Draft Works Program:
 - Bonaventure Road, Mt Lambie
 - Sealing of 400m of unsealed section of Glen Alice Road
 - Ilford St (Between Ridge & Park Streets)
 - Paine St (north)
 - Thompson St (only partly done)
 - Laneway behind Commonwealth Avenue.
 - b. The following items are considered for inclusion in the 4 year capital works program:
 - Picnic Tables, shade cover, and a BBQ area at Kremer Park Playground
 - The construction of a footpath along Barton Avenue, Wallerawang from Forest Ridge Drive to Wallerawang School
 - c. Development of the International Bird Trail in the Capertee Valley is referred to the Tourism Advisory Committee for consideration when identifying the key actions from the Destination Management Plan – A Tourism Strategy for implementation in 2015/16.
 - d. The \$12,000 allocated in the Recurrent Financial Assistance Program to the Lithgow Business Association be preserved and delegate to the Economic Advisory Committee authority approve following consideration of a detailed proposal being submitted to the Economic Advisory Committee for approval by a newly formed local business representative body.
 - e. Allocate an additional \$7,000 for the restoration of the Cairn at Glenroy

4. Adopt the Fees & Charges 2015-2016 (including minor changes) with the following amendments:

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5. Adopt the Long Term Financial Plan 2015/16-2024/25.
6. Approve the borrowings up to \$5,000,000 for the Sewerage Fund to upgrade the Portland Sewerage Treatment Plant.
7. Authorise the General Manager to negotiate with appropriate lending institutions to borrow the loan funds up to \$5,000,000.
8. Authorise the fixing of the common seal to all documents pertaining to the loan(s).
9. Authorise the General Manager to enter into negotiations with appropriate lending institutions as to extend the fixed interest rate period as and when these terms fall due.
10. Make the rates and annual charges for the 2015-2016 rating year as detailed in the 2015-2016 Operational Plan.
11. Allocate \$120,000 to Halloween 2015

MOVED: Councillor P Pilbeam **SECONDED:** Councillor R Higlett.

The Amendment was PUT and **LOST**

15-121 RESOLVED

THAT Council:

1. Note the receipt of 22 written submissions for the combined Delivery Program 2013-2017 and Operational Plan 2015-2016.
2. Note the meeting notes from the five Community Information Sessions held during the exhibition period.
3. Adopt the Lithgow City Council Operational Plan 2015-2016 with the following actions identified to be undertaken:
 - a. The following roads and streets be considered by the Works Committee for inclusion in the 2015/16-2016/17 Draft Works Program:
 - Bonaventure Road, Mt Lambie
 - Sealing of 400m of unsealed section of Glen Alice Road
 - Ilford St (Between Ridge & Park Streets)
 - Paine St (north)
 - Thompson St (only partly done)
 - Laneway behind Commonwealth Avenue.
 - b. The following items are considered for inclusion in the 4 year capital works program:
 - Picnic Tables, shade cover, and a BBQ area at Kremer Park Playground
 - The construction of a footpath along Barton Avenue, Wallerawang from Forest Ridge Drive to Wallerawang School
 - c. Development of the International Bird Trail in the Capertee Valley is referred to the Tourism Advisory Committee for consideration when identifying the key actions from the Destination Management Plan – A Tourism Strategy for implementation in 2015/16.
 - d. The \$12,000 allocated in the Recurrent Financial Assistance Program to the Lithgow Business Association be preserved and delegate to the Economic Advisory Committee authority approve following consideration of a detailed proposal being submitted to the Economic Advisory Committee for approval by a newly formed local business representative body.
 - e. Allocate an additional \$7,000 for the restoration of the Cairn at Glenroy
4. Adopt the Fees & Charges 2015-2016 (including minor changes) with the following amendments:

Fees and Charges					
Fee Name	Advertised Amount	Fee	Revised Amount	Fee	Officers Comments
Wastewater					
On site disposal application	\$272.75 (GST Excl.)		\$300 (GST Inc.)		This fee was calculated as GST exclusive which is incorrect the fee is \$272.75 + GST.
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Certificates					
Section 603 Certificates – Property debt information (as per DLG)		\$70		\$75	This increase was announced by the Office of Local Government in a circular dated 5/5/2015 and gazetted on the 1/5/2015.

5. Adopt the Long Term Financial Plan 2015/16-2024/25.
6. Approve the borrowings up to \$5,000,000 for the Sewerage Fund to upgrade the Portland Sewerage Treatment Plant.
7. Authorise the General Manager to negotiate with appropriate lending institutions to borrow the loan funds up to \$5,000,000.
8. Authorise the fixing of the common seal to all documents pertaining to the loan(s).
9. Authorise the General Manager to enter into negotiations with appropriate lending institutions as to extend the fixed interest rate period as and when these terms fall due.
10. Make the rates and annual charges for the 2015-2016 rating year as detailed in the 2015-2016 Operational Plan.

MOVED: Councillor W McAndrew

SECONDED: Councillor R Thompson.

A **DIVISION** was called by Councillors M F Ticehurst and J J McGinnes.

Division -

FOR

Councillor R Higlett
Councillor F Inzitari
Councillor W McAndrew
Councillor P Pilbeam
Councillor M Statham
Councillor R Thompson

AGAINST

Councillor C Hunter
Councillor M F Ticehurst
Councillor J J McGinnes

**ITEM-8 CORP - 01/06/15 - QUARTERLY PERFORMANCE REPORT ON
2014/2015 OPERATIONAL PLAN FOR THE PERIOD 1 DECEMBER
TO 31 MARCH 2015**

15-122 RESOLVED

THAT Council:

1. Adopt the variations to the Council budget as outlined in the report.
2. Note that the Group Manager of Corporate and Community, as the Responsible Accounting Officer has reviewed the statements and certifies as required by the Local Government (General) Amendment (Planning and Reporting) Regulation 2009, (s203) that Council's 2014-2015 Operational Plan has been reviewed and the financial position of Council is satisfactory.

MOVED: Councillor F Inzitari

SECONDED: Councillor R Thompson.

ITEM-9 CORP - 01/06/15 - COUNCIL INVESTMENTS HELD TO 30 APRIL 2015

15-123 RESOLVED

THAT Investments of \$17,647,677.65 and cash of \$755,717.45 for the period ending 30 April be noted.

MOVED: Councillor R Higlett

SECONDED: Councillor R Thompson.

**ITEM-10 ENVIRO - 01/06/15 - LITHGOW LOCAL HERITAGE ADVISORY
COMMITTEE - 14 APRIL 2015**

Councillor McGinnes vacated the Chambers at 8.10pm.

Councillor McGinnes returned to the Chambers at 8.11pm.

15-124 RESOLVED

THAT Council note the minutes of the Lithgow Local Heritage Advisory Committee held on the 14 April 2015.

MOVED: Councillor R Higlett

SECONDED: Councillor P Pilbeam.

ITEM-11 CORP - 01/06/15 - AUDIT COMMITTEE MINUTES - 14 APRIL 2015

15-125 RESOLVED

THAT Council note the minutes from the Audit Committee meeting held 14 April 2015.

MOVED: Councillor P Pilbeam

SECONDED: Councillor W McAndrew.

ITEM-12 CORP - 01/06/15 - YOUTH COUNCIL MINUTES - 28 APRIL 2015

15-126 RESOLVED

THAT Council:

1. Note the minutes from the Youth Council meeting held 28 April 2015.
2. Accept the nominations of Hyacinth Bartlett and Jesse Luchetti and appoint them to the Youth Council Committee.

MOVED: Councillor F Inzitari

SECONDED: Councillor R Higlett.

**ITEM-13 ENVIRO - 01/06/15 - RURAL LANDS STUDY PROJECT STEERING
COMMITTEE MINUTES - 1 MAY 2015**

15-127 RESOLVED

THAT Council note the minutes of the Rural Lands Study Project Steering Committee Meeting held on 1 May 2015.

MOVED: Councillor R Thompson

SECONDED: Councillor W McAndrew.

ITEM-14 CORP - 01/06/15 - LITHGOW FLASH GIFT COMMITTEE - 4 MAY 2015

15-128 RESOLVED

THAT Council:

1. Note the minutes of the Lithgow Flash Gift Committee held on the 4 May 2015.
2. Not hold the Lithgow Flash Gift event.
3. Terminate the Lithgow Flash Gift Committee in accordance with the Terms of Reference and thank the Committee members for their contribution and efforts.

MOVED: Councillor R Thompson

SECONDED: Councillor W McAndrew.

**ITEM-15 CORP - 01/06/15 - BLUE MOUNTAINS CROSSING BICENTENARY
COMMITTEE - 6 MAY 2015**

15-129 RESOLVED

THAT Council:

1. Note the minutes of the Blue Mountains Crossing Committee meeting held 6 May 2015.
2. Terminate the Commemoration of the Blue Mountains Crossing Bicentenary Committee and thank its members for their contribution to the Committee's work.

MOVED: Councillor W McAndrew

SECONDED: Councillor P Pilbeam.

ITEM-16 GM - 01/06/15 - MINING TASKFORCE - 6 MAY 2015

15-130 RESOLVED

THAT Council:

1. Note the minutes of the Mining Taskforce meeting held on 6 May 2015.
2. Note that the letter sent to Mr Foley had also been sent to other parliamentarians and persons.

MOVED: Councillor R Thompson

SECONDED: Councillor W McAndrew.

ITEM-17 OPER - 01/06/15 - AQUATIC CENTRE COMMITTEE MEETING MINUTES - 12TH MAY 2015

15-131 RESOLVED

THAT Council:

1. Note the Minutes of the Aquatic Centre Committee held on 12th May 2015.
2. Deactivate the Indoor Aquatic Centre Advisory Committee following the official opening of the facility.
3. Thank the members of the Aquatic Centre Committee for their efforts.

MOVED: Councillor R Thompson

SECONDED: Councillor F Inzitari.

ITEM-18 ENVIRO - 01/06/15 - ENVIRONMENTAL ADVISORY COMMITTEE MEETING MINUTES - 13 MAY 2015

15-132 RESOLVED

THAT Council:

1. Note the minutes of the Environmental Advisory Committee held on 13 May 2015.
2. Continue to lobby for the continuation of replanting at the Newnes Plateau including hardwood and Radiata Pine.

MOVED: Councillor C Hunter

SECONDED: Councillor F Inzitari.

ITEM-19 OPER - 01/06/15 - TRAFFIC ADVISORY LOCAL COMMITTEE - 15TH MAY 2015

15-133 RESOLVED

THAT Council:

1. Note the minutes of the Traffic Advisory Local Committee held on the 14th May 2015;
2. Subject to concurrence from Gumnut House Child Care Centre, install 15 minute restricted parking signs with an area of 2.5 car lengths and discuss the education/enforcement of parents and employees using this area;
3. Approve the proposed Kookaburra March – World War I Re-Enactment subject to compliance with Police and RMS standards; and
4. Erect 'Reduce Compression Braking' signs on the crest of Lime Street, Portland.
5. Provide a report detailing the incidents that have occurred at the main intersections on the Great Western Highway between Magpie Hollow Road and Marrangaroo Fields in the last ten years.

MOVED: Councillor W McAndrew

SECONDED: Councillor R Thompson.

ITEM-20 NOTICE OF MOTION - 01/06/15 - AUDIO RECORDING OF LITHGOW CITY COUNCIL MEETINGS & COMMITTEE MEETING POLICY - CLR M TICEHURST

15-134 RESOLVED

THAT Council acknowledge the Coffs Harbour City Council Audio Recording of Council and Committee Meetings Policy and seek a report back from Senior Council Officers on incorporating and adopting a similar Policy within the Lithgow City Councils Code of Meeting Practice.

MOVED: Councillor M F Ticehurst

SECONDED: Councillor J J McGinnes.

A **DIVISION** was called by Councillors M F Ticehurst and J J McGinnes.

Division-

FOR

Councillor C Hunter
Councillor M F Ticehurst
Councillor J J McGinnes
Councillor W McAndrew
Councillor R Thompson

AGAINST

Councillor P Pilbeam
Councillor R Higlett
Councillor M Statham
Councillor F Inzitari

BUSINESS OF GREAT URGENCY

In accordance with Clause 241 of the Local Government (General) Regulations 2005 business may be transacted at a meeting of Council even though due notice of the business has not been given to the Councillors. However, this can happen only of:

- a) *A motion is passed to have the business transacted at the meeting: and*
- b) *The business proposed to be brought forward is ruled by the Chairperson to be of great urgency.*

NIL

**ITEM-21 CLOSED COUNCIL - ENVIRO - 01/06/15 - LEASE 176 MORT ST
LITHGOW - COUNCIL AND DEPARTMENT OF HUMAN SERVICES**

15-135 RESOLVED

THAT Council consider the report in relation to the lease of 176 Mort Street, Lithgow in Closed Council pursuant to Section 10A(2)(c) of the Local Government Act 1993.

MOVED: Councillor W McAndrew

SECONDED: Councillor R Thompson.

**ITEM-22 CLOSED COUNCIL - CORP - 01/06/15 - CODE OF CONDUCT
INVESTIGATION REPORT - CLR MCGINNES**

15-136 RESOLVED

THAT Council consider the Code of Conduct Investigation report in relation to Councillor McGinnes in Closed Council pursuant to Section 10A(2)(i) of the Local Government Act 1993.

MOVED: Councillor R Thompson

SECONDED: Councillor P Pilbeam.

The General Manager asked if there were any objections from the Public with regards to the confidential reports being in closed Council.

There was one objection in relation to the Code of Conduct item. The General Manager advised that this was in accordance with the Code of Conduct Procedures.

15-137 RESOLVED

THAT Council move into Closed Council to consider the confidential reports.

MOVED: Councillor P Pilbeam

SECONDED: Councillor W McAndrew

Closed Council commenced at 8.58pm.

**ITEM-21 CLOSED REPORT - CONFIDENTIAL - ENVIRO - 01/06/15 - LEASE
176 MORT ST LITHGOW - COUNCIL AND DEPARTMENT OF HUMAN
SERVICES**

Councillor McGinnes vacated the chambers at 9.00pm.

Councillor McGinnes returned to the chambers at 9.02pm.

15-138 RESOLVED

THAT Council pursue terms for the lease of 176 Mort St in accordance with the 'Proposal' as set out in this report.

MOVED: Councillor R Thompson

SECONDED: Councillor P Pilbeam.

**ITEM-22 CLOSED REPORT - CONFIDENTIAL - CORP - 01/06/15 - CODE OF
CONDUCT INVESTIGATION REPORT - CLR MCGINNES**

15-139 RESOLVED

THAT:

1. This report be received and noted.
2. Councillor McGinnes displayed aggressive and threatening behaviour towards the Mayor Councillor Maree Statham at a Council Meeting held on 27 October 2014; and displayed disorderly conduct and unruly behaviour at the Council meeting held on 27 October 2014. This conduct resulted in Councillor McGinnes being ejected from the Council Meeting on 27 October 2014 and the NSW Police being called to remove him from Council Chambers. This conduct amounted to a breach of sections 3.1 (a), (b), (c), (d) and (e); 3.2; 3.3; 6.5 and 6.6 of the Lithgow City Council Code of Conduct, and that Councillor McGinnes be required to apologise to the Mayor, Councillor Maree Stratham, at the next Ordinary Council meeting, both verbally and in writing, and that the apology contains the words *"that I make an unreserved apology to the Mayor, Councillor Maree Stratham for my inappropriate behaviour during the Council Meeting held on 27 October 2014 which resulted in my ejection from Council and the subsequent adjournment of the Council Meeting held on 27 October 2014 including that the NSW Police were called for my removal from Council Chambers"*.
3. Councillor McGinnes be censured for the breaches of the Code of Conduct under s.440G of the *Local Government Act 1993* (the Act).
4. The matter be referred to the Office of Local Government under the misconduct provisions of the Act.

MOVED: Councillor R Thompson

SECONDED: Councillor P Pilbeam.

Councillor Ticehurst vacated the chambers at 9.15pm.

Councillor Ticehurst returned the Chambers and stood at the doorway

Councillor Ticehurst continued to address the chambers from the doorway before vacating the chambers at 9.16pm.

Councillor McGinnes addressed the chambers. Councillor McGinnes spoke for 10 minutes.

Councillor McGinnes continued to address the chambers despite being advised that his time was up.

The Mayor asked Councillor McGinnes to vacate the chambers. He continued to address the Council.

The Mayor once again asked Councillor McGinnes to vacate the chambers and he continued to address the Councillors.

The Mayor gave Councillor McGinnes two warnings before he vacated the chambers at 9.27pm.

15-140 RESOLVED

THAT Council return to Open Council (9.32pm)

MOVED: Councillor W McAndrew

SECONDED: Councillor P Pilbeam

The General Manager announced the resolutions of the Closed Council to the public.

There being no further business the meeting concluded at 9.36 pm.